

*Executive Order
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Chapter 4

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and Steam and Motor Vessels

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SHIPPING REGULATIONS

Chapter 4

LICENSING OF PERSONNEL FOR MOTORBOATS AND STEAM AND MOTOR VESSELS

Section 1. Basis and Purpose of Regulations. - By virtue of the authority vested in the Guam Shipping Commission by Public Law No. 30, First Guam Legislature, the following Regulations are prescribed to provide an uniform, comprehensive, and adequate means of examining and licensing officers and crew members of motorboats and steam and motor vessels whose home port is Guam or which are documented or certificated under the aforesaid statute.

Section 2. Application. - The following Regulations are applicable to all personnel acting as officers or crew members of all motorboats and steam and motor vessels whose home port is Guam or which are certificated or documented under the provisions of Public Law No. 30, First Guam Legislature and Regulations promulgated thereunder.

Section 3. Definition of Terms. - Certain terms used in these Regulations are defined as follows:

3.1. All definitions as set forth in other Chapters of these Shipping Regulations, shall apply to this Chapter.

3.2. Applicant. - "Applicant" means any person requesting a license or certificate from the Commission as an officer, motorboat operator, pilot or crew member of motorboats and steam and motor vessels within the jurisdiction of the Commission.

Section 4. Requirements for Officer's License. - Any applicant desiring a license under the provisions of this Chapter shall conform with the following requirements:

4.1. All applicants for original license shall make written application in such form as may be prescribed by the Commission.

4.2. All applicants shall present to the Commission a physical examination certificate, signed by a qualified medical doctor, certifying that the applicant is physically fit to perform the duties required of him. Such certification shall include a statement of the condition of the eyesight, hearing, and general physical condition of the applicant. Epilepsy, insanity, senility, acute venereal disease, neurosyphilis, or badly impaired hearing, eyesight, or color blindness are causes for rejection.

For an original license the applicant must have, either with or without glasses, at least 20/20 vision in one eye and at least 20/40 in the other. Any applicant who wears glasses, however, must also be able to pass a test without glasses of at least 20/40 in one eye and at least 20/70 in the other. The color sense will be tested by means of the "Stillings," or similar, test, but any applicant who fails this test will be eligible if he passes the "Williams" lantern test; but if found color blind no license will be issued except in a case where the applicant shows he has operated motorboats or steam or motor vessels for many years and has particular qualifications, which in the judgment of the Commission, qualifies him to operate a motorboat or steam or motor vessel in daylight only and so restricts the license.

4.3. All applicants shall establish to the satisfaction of the Commission that they possess necessary qualifications regarding age, experience, character and citizenship.

4.4. No applicant shall be issued an original license who is not a citizen of the United States or permanent resident of the Territory of the Pacific Islands, sometimes known as the Trust Territory. As

a temporary measure, to overcome local personnel shortages, Nationals of the United Nations, at the discretion of the Commission, may be granted an officer's license.

4.5. No license shall be issued to any applicant who has been convicted of a felony or a crime involving moral turpitude.

4.6. No applicant shall be issued an officer's license unless he has obtained the age of 21 years; except, however, a license as Third Mate or Third Assistant Engineer may be granted an applicant who has reached the age of 19 years, and who is qualified in all other respects; but no such license shall be raised in grade before the holder thereof shall have reached the age of 21 years.

4.7. Any applicant who is determined by the Commission to be qualified under the requirements set forth in this Section shall be issued an officer's license valid for four years. Such applicant shall affix upon the license his signature, full face photograph, and right thumb print.

4.8. Each officer who is granted a license shall swear on oath before the Commission that he will faithfully and honestly, according to his best skill and judgment, without concealment or reservation, perform all duties required of him by law and obey all lawful orders of his superior officers.

4.9. Officer's licenses may be renewed, at the discretion of the Commission, upon submission of a physical examination certificate, said examination to have taken place not more than ninety days prior to date of submission of application for renewal. Said physical examination certificate is to be in conformance with the requirements as set forth in Section 4.2 of this Chapter.

4.10. An applicant for an original license as Third Mate, Assistant Engineer and for a raise in grade must have the same amount of seagoing experience as required by the United States Coast Guard Regulations for equivalent licenses; provided, however, a graduate of a recognized navigation or engineering school shall be permitted to take examination for a Third Mate or Third Assistant Engineer license if he has served at least one year in a deck or engineering department of a seagoing vessel.

Section 5. Examination Requirements for Officer's License. - The following requirements shall govern the examinations given by the Commission to applicants for officer's license.

5.1. Examination given by the Commission shall be of a practical nature, not theoretical. Examination shall be written, if possible, but if in the judgment of the Commission the best interests of justice so require, an oral examination may be given; provided, however, that the questions and answers to such oral examination shall be recorded by a stenographer.

5.2. Master's licenses shall be issued only to citizens of the United States.

5.3. Applicants for Master's license shall be required to demonstrate to the satisfaction of the Commission a working knowledge of the requirements for Mate's license and in addition thereto, of the following:

- (a) Navigation, including:
 - (1) Latitude by altitude of Polaris.
 - (2) Elementary questions on compass deviation.
- (b) Rudimentary seamanship, including:
 - (1) Meteorology, use and reading of weather bulletins.
 - (2) Getting under way.

- (3) Tending vessel at anchor, mooring and unmooring.
- (4) Keeping a ship's head to sea in heavy weather with engines broken down.
- (5) How to rig a jury rudder.
- (6) Action to be taken in the event of springing a leak.
- (7) Cast of lead in heavy weather.
- (c) Such other written or oral examination which the Commission may consider necessary to establish the applicant's proficiency.

5.4. Applicant's for Mate's license shall be required to demonstrate to the satisfaction of the Commission a working knowledge of the following:

- (a) Navigation, including:
 - (1) Variation, deviation of the compass, and simple methods of determining the deviation by the means of ranges, and by bearings of the sun.
 - (2) Use of a chart and the meaning of the various signs and abbreviations thereon; method of determining and laying off compass courses and distances on a chart, and allowing for set and drift, fixing the ship's position by cross bearings of two objects; or by two bearings of the same object.
 - (3) The traverse tables and a day's work in its simplest form.
 - (4) Determining of latitude by meridian altitude of the sun.
 - (5) Longitude by position line or by time sight of the sun.
 - (6) The use and adjustments of the sextant.
 - (7) The use and reading of the aneroid barometer.
- (b) Rudimentary seamanship, including:
 - (1) The use and construction of a sea anchor.
 - (2) The marking and use of the load line.
 - (3) Man reported overboard.
 - (4) Handling of a vessel's boat in heavy weather.
 - (5) Elementary first aid.

- (c) The Rules to Prevent Collisions of Vessels both the International Rules and the Pilot Rules for Inland waters. Particular attention will be given to the steering and sailing rules, although inability to repeat them verbatim will not entail failure, provided, that the applicant understands their full significance, content, and practical application.
- (d) Distress signals and use of line throwing apparatus.
- (e) Buoyage system and aids to navigation.
- (f) Precautions to be taken against fire, explosions from oil or gas, and spontaneous combustion. Methods of dealing with fire and use of fire extinguishers, handling of vessels after fire is discovered.
- (g) Applicants for a Sailing Ship license will also be asked questions on the taking in and setting of fore and aft sail, and applicable questions relating to the handling of a sail vessel.
- (h) Such other written or oral examination which the Commission may consider necessary to establish the applicant's proficiency.

5.5. All applicants for Assistant Engineer's license shall be required to demonstrate to the satisfaction of the Commission a working knowledge of the following:

- (a) The various codes of signals used between the bridge and engine room for working the engine.
- (b) The fundamentals of steam, oil, gas, or other internal combustion engines, and also the auxiliary machinery in use on board ship; and to show a practical knowledge of, upkeep of, operation of, and repairs to same.
- (c) The use of fire extinguishing apparatus; precautions to be taken against fire or explosions from oil or gas, precautions to be taken against the formation of explosive gases in oil tanks, bilges, or other unventilated spaces, causes of spontaneous combustion; safe carriage of fuels, and storage of lubricating oils; and methods of dealing with fire.
- (f) Properties of the various oils, etc., generally used in internal combustion engines.

- (g) Such other written or oral examination which the Commission may consider necessary to establish the applicant's proficiency.

5.6. All applicants for Chief Engineer's license shall be required to demonstrate to the satisfaction of the Commission a more advanced and complete knowledge of the subjects and problems required for the examination for an Assistant Engineer's license; and such other written or oral examination which the Commission may consider necessary to establish the applicant's proficiency.

Section 6. - Requirements for Qualified Members of the Engine Department.

6.1. Every person employed in a rating as qualified member of the engine department on any vessel requiring certificated qualified members of the engine department shall produce a certificate as qualified member of the engine department to the Commission before signing article of agreement.

No certificate as qualified member of the engine department is required of any person employed on any unrigged vessel, except seagoing barges.

6.2. A qualified member of the engine department is any person below the rating of licensed officer and above the rating of coal passer or wiper, who holds a certificate of service as such qualified member of the engine department issued by the Commission.

For purposes of administering the regulations in this Section the rating of "assistant electrician" is considered a rating not above that of coal passer or wiper, but equal thereto.

6.3. An applicant must have a physical examination certificate to be in conformance with the requirements as set forth in Section 4.2 of this Chapter.

6.4. An applicant for a certificate of service as qualified member of the engine department shall furnish the Commission proof that he possesses one of the following requirements of training or service:

- (a) Six months service at sea in a rating at least equal to that of coal passer or wiper in the engine department of tugs or towboats, or,
- (b) Graduation from a schoolship approved by and conducted under the rules prescribed by the Commission, or,
- (c) Satisfactory completion of a course of training approved by the Commission, and served aboard a training vessel.

6.5. No applicant shall be issued a certificate who is not a citizen of the United States or permanent resident of the Territory of the Pacific Islands, sometimes known as the Trust Territory. As a temporary measure, to overcome local personnel shortages, Nationals of the United Nations, at the discretion of the Commission, may be granted a certificate.

6.6. Applicants for certification as qualified members of the engine department in the ratings of oiler, watertender, fireman, deck engineer, refrigerator engineer, junior engineer, electrician, and machinist shall be examined orally or in writing on the subjects required by the Commission. The applicant's general knowledge of the subjects must be sufficient to satisfy the examiner that he is qualified to perform the duties of the rating for which he makes application.

Section 7. Requirements for Pilot's License and Operator's License for Class Three and Four Motorboats and For All Motorboats Carrying Passengers.

7.1. All applicants for Pilot's License and Operator's License for motorboats carrying passengers and motorboats of classes 3 and 4, whether or not carrying passengers shall be required to demonstrate to the satisfaction of the Commission a working knowledge of the following:

- (a) Pilot rules for the waters desired.
- (b) Local knowledge of winds, weather, tides, currents, etc.
- (c) Chart sketch of the route and water applied for showing courses, distances, shoals, aids to navigation, depths of water, and all other important features.
- (d) Steering, handling, and maneuvering of steam and motor vessels.
- (e) Such other written or oral examination which the Commission may consider necessary to establish the applicant's proficiency.

7.2. An applicant must have a physical examination certificate to be in conformance with the requirements as set forth in Section 4.2 of this Chapter.

7.3. No applicant shall be issued a license who is not a citizen of the United States or permanent resident of the Territory of the Pacific Islands, sometimes known as the Trust Territory. As a temporary measure, to overcome local personnel shortages, Nationals of the United Nations, at the discretion of the Commission, may be granted a license.

7.4. The above license shall not be issued to an applicant who has not reached the age of 21 years.

Section 8. Requirements for Able Seaman's Certificate.

8.1. All applicants for Able Seaman's certificate shall be required to provide to the satisfaction of the Commission the following:

- (a) Good moral character.
- (b) United States citizenship or permanent resident of the Territory of the Pacific Islands, sometimes known as the Trust Territory. As a temporary measure, to overcome local personnel shortages, Nationals of the United Nations, at the discretion of the Commission, may be granted an Able Seaman's Certificate.
- (c) Nineteen years of age.
- (d) A physical examination certificate to be in conformance with the requirements as set forth in Section 4.2. of this Chapter.

5.2. All applicants for Able Seaman's certificate shall be required to present to the Commission a certifi-

cate from a licensed Master, in such form as may be prescribed by the Commission, stating the applicant's qualifications as a crew member for motorboats or steam or motor vessels, as the case may be, and in addition be required to have at least eighteen month's service on a seagoing vessel.

Section 9. Requirements for Ordinary Seaman's Certificate

9.1 All applicants for Ordinary Seaman's certificate shall be required to provide to the satisfaction of the Commission the following:

- (a) Good moral character.
- (b) United States citizenship or permanent resident of the Territory of the Pacific Islands, sometimes known as the Trust Territory. As a temporary measure, to overcome local personnel shortages, Nationals of the United Nations, at the discretion of the Commission, may be granted an Ordinary Seaman's certificate.
- (c) Sixteen years of age.
- (d) A physical examination certificate to be in conformance with the requirements as set forth in Section 4.2. of this Chapter.

9.2. Every person employed in a rating other than Able Seaman or qualified member of the engine department of Guam vessels requiring such certificated persons shall produce a certificate of service for the capacity in which he is employed to the Commission before signing articles of agreement.

Section 10. Motorboats (Not Carrying Passengers) Operators License. - Any person operating a motorboat of class A, 1 or 2, not carrying passengers shall be granted a Motorboat Operator's license if he demonstrates to the satisfaction of the Commission that he possesses a general knowledge of motorboat operations and safety measures. No person under the age of 21 years is entitled to a license under this Section.

Section 11. License Fees. - Fees for licensing and certification of personnel under the provisions of this Chapter shall be as follows:

11.1	Masters and chief engineers	\$15.00
11.2	Assistant engineers and mates	10.00
11.3	Motorboat operators and pilots	5.00
11.4	Certificated crew members	2.00

Section 12. Effective date. - These regulations shall be effective on the date of approval by the Governor of Guam.

By virtue of the authority vested in the Guam Shipping Commission by Public Law 30, First Guam Legislature, Chapter 4, Licensing of Personnel for Motorboats and Steam and Motor Vessels, Shipping Regulations is issued and forwarded herewith to the Governor of Guam for approval and promulgation.

Dated this 15th day of January, 1952.

s/ Ellis P. Skolfield
ELLIS P. SKOLFIELD, Chairman

s/ Albert S. Brooks
ALBERT S. BROOKS

s/ Sven O. Olsen
SVEN O. OLSEN

s/ Joaquin A. Perez
JOAQUIN A. PEREZ

By virtue of the authority vested in me as Governor of Guam by Public Law 30, First Guam Legislature, Chapter 4, Shipping Regulations is approved and promulgated as Government of Guam Executive Order Number 3-52.

This order shall become effective immediately.

Dated this 3 day of March, 1952

/s/ Carlton Skinner
CARLTON SKINNER

COUNTERSIGNED

/s/ R. S. Herman
R. S. HERMAN
Secretary of Guam